

Appendix 1409

MORELOS DAM

**APPROVAL BY THE STATE DEPARTMENT, JUNE
10, 1948, OF MINUTE 189 OF THE INTERNATIONAL
BOUNDARY AND WATER COMMISSION, SUB-
JECT TO "UNDERSTANDINGS"**

[Copy]

DEPARTMENT OF STATE,
Washington, June 10, 1948.

In reply refer to
MA 711.1216M/5-1448
Air Mail
Special Delivery

The Honorable L. M. LAWSON,
*United States Commissioner, International Boundary and
Water Commission,
United States and Mexico,
P. O. Box 1859, El Paso, Texas.*

MY DEAR MR. LAWSON: This will confirm the receipt of your letter dated May 14, 1948, enclosing the original and one copy of Minute No. 189, dated May 12, 1948, of the International Boundary and Water Commission, United States and Mexico, for the consideration of the Department. This Minute sets forth the Commission's "determinations as to site and design features of the main diversion structure to be constructed by Mexico on the Colorado River and works necessitated thereby for protection of United States lands pursuant to the provisions of Article 12 (a) of the Water Treaty concluded February 3, 1944."

I am pleased to inform you, confirming the Department's telegrams of June 8, 1948, and June 9, 1948, that Minute No. 189 is approved subject to the following understandings:

First, with reference to Determination No. 3 of the Minute, it is understood that in accord with the provisions of Article 11 of the Water Treaty, waters from the United States arriving in the bed of the limitrophe section of the Colorado River downstream from the Main Diversion Structure shall be included in the quantity of 1,500,000 acre-feet guaranteed to Mexico by Article 10 of the Treaty.

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Second, with reference to Recommendation No. 4 contained in the Joint Report of the Principal Engineers adopted by Minute No. 189, it is understood that an objective of the rules to be adopted by the Commission for the operation and maintenance of the Main Diversion Structure will be to assure, insofar as is engineeringly feasible, that no rise in the river water surface of ordinary flow will result from the operation of the Structure as is referred to in Recommendation No. 7 of the Joint Report of the Principal Engineers, and, further, that the amounts of water entering the United States from the Mexican canal system will be held to a minimum.

Third, with reference to Recommendation No. 9 contained in the Joint Report of the Principal Engineers, it is understood that the two Governments will without delay, instruct their respective Commissioners to expedite the studies, investigations, and preparation of plans, and report thereon, provided for by Article 13 of the Water Treaty.

In accordance with the third understanding hereinabove, you are instructed to join with the Mexican Commissioner of the International Boundary and Water Commission, to expedite the studies, investigations, and preparation of plans, and report thereon, provided for by Article 13 of the Water Treaty.

The Department would appreciate being informed if and when the Mexican Government indicates its concurrence in the understandings of the Department with regard to Minute No. 189 under reference.

Sincerely yours,

For the Secretary of State:

WILLIAM G. MACLEAN,
Division of Mexican Affairs.